

REMARKS

Claims 26-32 and 36-43 are pending in the present application. Claims 1-25 and 33-35 have been previously cancelled. Claims 26 and 36 have been amended herein. No new matter has been added.

Examiner has stated the Applicants' arguments filed February 24, 2006 have been fully considered but are not persuasive. In a previous office action dated January 3, 2006, Claims 26-32 were rejected under 35 U.S.C. § 102(e) as assertedly being anticipated by U.S. Patent Application Publication No. 2004/0084709 to Kim, et al. (hereinafter "Kim").

Claim 26 has been amended and now recites limitations of "at least a portion of the integrated capacitor being positioned *directly* over the capacitor contact pad" and "at least a portion of the capacitor contact pad contact being positioned *directly* over the capacitor contact pad." In Kim, however, there is no capacitor contact pad having both a portion of an integrated capacitor and a portion of a capacitor contact pad contact *directly over* a capacitor contact pad. Please note that capacitor contact pad contact 46b is not directly over contact pad 26a, although it is directly over contact pad 26b. On the other hand, integrated capacitor 36 is not directly over contact pad 26b, although it is directly over contact pad 26a. Therefore, Kim lacks the recited limitations in claim 26. Claim 26 is thus allowable.

Claims 27-32 depend from independent claim 26 with further defining limitations. Accordingly, Applicants respectfully assert that claims 27-32 are allowable.

In the previous office action dated January 3, 2006, claims 36-43 were rejected under 35 U.S.C. § 102(e) as assertedly being anticipated by Kim.

Claim 36 has been amended and now recites limitations of "at least a portion of the integrated capacitor is positioned *directly* over the capacitor contact pad" and "at least a portion of the capacitor contact pad contact being ... positioned *directly* over the capacitor contact pad."

In Kim, however, there is no capacitor contact pad having both a portion of an integrated capacitor and a portion of a capacitor contact pad *directly over* a capacitor contact pad. Please note that capacitor contact pad contact 46b is not directly over contact pad 26a, although it is directly over contact pad 26b. On the other hand, integrated capacitor 36 is not directly over contact pad 26b, although it is directly over contact pad 26a. Therefore, Kim lacks the recited limitations in claim 36. Claim 36 is thus allowable.

Claims 37-43 depend from claim 36 with further defining limitations. Accordingly, Applicants respectfully assert that claims 37-43 are allowable.

In view of the above, Applicants respectfully submit that the application is in condition for allowance and request that the Examiner pass the case to issuance. If the Examiner should have any questions, Applicants request that the Examiner contact Applicants' Agent at the address below.

Respectfully submitted,

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Date



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